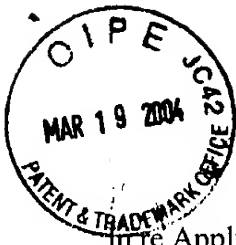


3-02-04

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1637



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(00-713-i17)

In re Application of:

Mirkin et al.

Serial No.: 09/976,968

Filed: October 12, 2001

For: Nanoparticles Having Oligonucleotides
Attached Thereto And Uses Therefor

)
)
) Examiner: Jezia Riley
)
) Group Art Unit: 1637
)
) Confirmation No.: 2915
)
)
)

NOTICE OF APPEAL

Mail Stop AFTER FINAL
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the Final Office Action dated September 30, 2003, of the primary Examiner finally rejecting Claims 433-439, 447-453, 475 and 476.

03/23/2004 YPOLITE1 00000140 09976968

02 FC:2401

165.00 0P

The item(s) checked below are applicable:

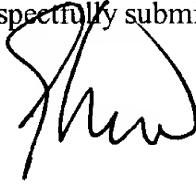
1. ☒ An extension of time (three month) to respond to the final rejection is required: a petition and fee of \$475.00 are enclosed.
2. ☒ A timely response to the final rejection has been filed as provided in 841 O.G. 1411.
3. ☒ Fee \$165.00

☒ Enclosed

☐ Not required (fee paid in prior appeal)

☒ Charge any deficiency to Deposit Account No. 13-2490.

Respectfully submitted,



Dated: March 19, 2004

Emily Miao
Registration No. 35,285

McDonnell Boehnen Hulbert & Berghoff
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Chicago, Illinois 60606
Telephone No. 312-913-0001
Facsimile No. 312-913-0002